



AMENDMENT TRANSMITTAL LETTER

Docket No.
60533 (70551)

Application No. 10/749,777-Conf. #1044	Filing Date December 31, 2003	Examiner Dinh, Tien Quang	Art Unit 3644
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Applicant(s): Yoshiji Ohta et al.

Invention: FLAPPING APPARATUS

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims		- 20 =		x	
Independent Claims		- 3 =		x	
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify):					
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					0.00

Large Entity

Small Entity

No additional fee is required for this amendment.

Please charge Deposit Account No. _____ in the amount of \$ _____.
A duplicate copy of this sheet is enclosed.

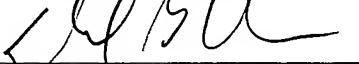
A check in the amount of \$ _____ to cover the filing fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director is hereby authorized to charge and credit Deposit Account No. 04-1105
as described below. A duplicate copy of this sheet is enclosed.

Credit any overpayment.

Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.


Dated: October 6, 2004

David G. Conlin
Attorney Reg. No.: 27,026

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I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 437816359 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: October 6, 2004

Signature:  (Kathryn Grindrod)



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IFW

Attorney Docket No. 60533 (70551)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT(S): Yoshiji OHTA, et al.

SERIAL NO: 10/749,777 EXAMINER: Dinh, Tien Quang
FILED: December 31, 2003 GROUP: 3644
FOR: FLAPPING APPARATUS

CERTIFICATE OF EXPRESS MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 (Express Mail Label No. **EV 437816359 US**), and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on 6 October 2004.

By: Kathryn A. Grindrod
Kathryn A. Grindrod

**Mail Stop: AMENDMENT
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450**

Sir:

**RESPONSE TO NON-FINAL OFFICIAL
ACTION REQUIRING ELECTION/RESTRICTION**

This is in response to the currently outstanding non-final Official Action in the above-identified case dated September 15, 2004.

Claims 1 – 19 are pending in the subject application. Claims 1 – 19 are subject to an election of species requirement.